HON'BLE SHRI G.S. SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V.NAGARJUNA REDDY

Writ Petition No.667 of 2003

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Between:

Ms. Laxmi & Co.,
represented by its Managing Partner,
Hyderabad. …Petitioner.

And

The Co-operative Sub-Registrar/Arbitrator,
A.P. Vardhaman (M) Co-operative Bank Ltd.,
Hyderabad and another. ...Respondents.

:: O R D E R ::

Counsel for the petitioner : Sri R. N. Hemendranath Reddy

1st May, 2007

Per G.S. SINGHVI, C.J.

In this petition, the petitioner has made the following substantive prayer:

> "……it is prayed that this Hon'ble Court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of writ of mandamus declaring that the 1st respondent has no jurisdiction to entertain ARC.No.430/2002-J1 in view of the provisions of the Recovery of Debts Due to Banks and Financial Institutions Act, 1993 and pass such other order or orders as are deemed fit and proper."

Learned counsel for the petitioner says that in view of the judgment of the Supreme Court in **Greater Bombay Co-operative Bank Ltd. v. M/s. United Yarn Tex. Pvt. Ltd.**[1], the writ petition is liable to be dismissed. Ordered accordingly.

As a sequel to dismissal of the writ petition, WPMP.No.860 of 2003 filed by the petitioner for interim stay is also dismissed and the interim order is vacated.

G.S.SINGHVI, C.J.

1st May, 2007

C.V.NAGARJUNA REDDY, J.

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[1] (2007) 3 SCJ 415